

LEGISLATURE OF NEBRASKA
NINETY-SIXTH LEGISLATURE
FIRST SESSION

LEGISLATIVE BILL 879

Introduced by Speaker Kristensen, 37; at the request of the
Governor

Read first time January 27, 1999

Committee: Appropriations

A BILL

1 FOR AN ACT relating to appropriations; to amend Laws 1997, LB 384,
2 sections 9, 10, 14, and 19; Laws 1997, LB 386, sections
3 30, 32, 34, and 55; Laws 1997, LB 389, sections 42, 102,
4 113, 124, and 198; Laws 1998, LB 1108, sections 57, 78,
5 79, 86, 96, 100, 103, 105, 106, 110, 116, 118, 127, 129,
6 133, 139, 147, 149, and 151; and Laws 1998, LB 1219A,
7 section 1; to define terms; to provide for deficit
8 appropriations; to appropriate funds for the expenses of
9 state government, postsecondary education, capital
10 construction, and state aid; to state and eliminate
11 intent; to change appropriations as prescribed; to change
12 transfers; to repeal the original sections; and to
13 declare an emergency.
14 Be it enacted by the people of the State of Nebraska,

1 Section 1. DEFINITION OF APPROPRIATION PERIOD.

2 For purposes of this act and any other legislative bill
3 passed by the Ninety-sixth Legislature, First Session, which
4 appropriates funds, FY1997-98 means the period July 1, 1997,
5 through June 30, 1998, FY1998-99 means the period July 1, 1998,
6 through June 30, 1999, FY1999-00 means the period July 1, 1999,
7 through June 30, 2000, and FY2000-01 means the period July 1, 2000,
8 through June 30, 2001.

9 Sec. 2. APPROPRIATION LANGUAGE.

10 There are hereby appropriated, for FY1997-98 and
11 FY1998-99, the sums set forth in this act to each agency for each
12 program from the respective funds for the general operations of
13 state government, postsecondary education, capital construction,
14 and state aid, except as otherwise appropriated.

15 Sec. 3. REAPPROPRIATION OF BALANCE, FY1997-98 to
16 FY1998-99.

17 In addition to the appropriations set forth in this act,
18 there are hereby reappropriated all unexpended appropriation
19 balances existing on June 30, 1998, for FY1998-99 to the respective
20 agencies, programs, and funds listed in this act, except as
21 otherwise provided in this act.

22 Sec. 4. UNEXPENDED BALANCES AND ENCUMBRANCES.

23 All General Fund appropriations existing on June 30,
24 1997, in excess of expended and encumbered amounts are hereby
25 lapsed unless otherwise provided. All Cash Fund and Revolving Fund
26 appropriations existing on June 30, 1997, in excess of expended and
27 encumbered amounts are hereby lapsed unless otherwise expressly
28 provided. All encumbered amounts on June 30, 1997, and June 30,

1 1998, are hereby reappropriated for FY1997-98 and FY1998-99,
 2 respectively, which amounts shall be in addition to the amounts
 3 shown in this act.

4 Sec. 5. NEBRASKA ACCOUNTING SYSTEM MANUAL DEFINITIONS.

5 The definitions contained in the Nebraska Accounting
 6 System Manual, and any amendments thereto, on file with the Clerk
 7 of the Legislature are hereby adopted by the Legislature as the
 8 definitions for this act.

9 Sec. 6. DRAWING AND PAYING WARRANTS.

10 The Director of Administrative Services shall draw
 11 warrants upon the proper fund in the state treasury for an amount
 12 not to exceed the appropriations set forth in this act upon
 13 presentation of proper documentation. The State Treasurer shall
 14 pay the warrants out of the appropriate funds.

15 Sec. 7. AGENCY NO. 5 -- SUPREME COURT

16 Program No. 3 - Supreme Court Judges' Salaries

	<u>FY1997-98</u>	<u>FY1998-99</u>
18 <u>GENERAL FUND</u>	<u>-0-</u>	<u>22,000</u>
19 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>22,000</u>
20 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

21 Sec. 8. AGENCY NO. 5 -- SUPREME COURT

22 Program No. 570 - Computer Automation

	<u>FY1997-98</u>	<u>FY1998-99</u>
24 <u>GENERAL FUND</u>	<u>-0-</u>	<u>300,000</u>
25 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>300,000</u>
26 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

27 Sec. 9. AGENCY NO. 7 -- GOVERNOR

28 Program No. 106 - Energy Office Administration

1		<u>FY1997-98</u>	<u>FY1998-99</u>
2	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>14,700</u>
3	Sec. 10. <u>AGENCY NO. 13 -- STATE DEPARTMENT OF EDUCATION</u>		
4	<u>Program No. 614 - Professional Practices Commission</u>		
5		<u>FY1997-98</u>	<u>FY1998-99</u>
6	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>520</u>
7	Sec. 11. <u>AGENCY NO. 14 -- PUBLIC SERVICE COMMISSION</u>		
8	<u>Program No. 19 - Modular Housing Units Program</u>		
9		<u>FY1997-98</u>	<u>FY1998-99</u>
10	<u>CASH FUND</u>	<u>-0-</u>	<u>65,000</u>
11	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>65,000</u>
12	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>17,000</u>
13	Sec. 12. <u>AGENCY NO. 15 -- BOARD OF PARDONS AND BOARD OF</u>		
14	<u>PAROLE</u>		
15	<u>Program No. 418 - Video Conferencing</u>		
16		<u>FY1997-98</u>	<u>FY1998-99</u>
17	<u>GENERAL FUND</u>	<u>-0-</u>	<u>48,880</u>
18	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>48,880</u>
19	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>
20	Sec. 13. <u>AGENCY NO. 20 -- DEPARTMENT OF HEALTH AND HUMAN</u>		
21	<u>SERVICES REGULATION AND LICENSURE</u>		
22	<u>Program No. 177 - Administration</u>		
23		<u>FY1997-98</u>	<u>FY1998-99</u>
24	<u>GENERAL FUND</u>	<u>-0-</u>	<u>4,447</u>
25	<u>CASH FUND</u>	<u>-0-</u>	<u>56,703</u>
26	<u>FEDERAL FUND est.</u>	<u>-0-</u>	<u>100,000</u>
27	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>161,150</u>
28	Sec. 14. <u>AGENCY NO. 20 -- DEPARTMENT OF HEALTH AND HUMAN</u>		

1 SERVICES REGULATION AND LICENSURE2 Program No. 178 - Examining Boards

	<u>FY1997-98</u>	<u>FY1998-99</u>
4 <u>CASH FUND</u>	<u>-0-</u>	<u>2,745</u>
5 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>2,745</u>

6 Sec. 15. AGENCY NO. 21 -- STATE FIRE MARSHAL7 Program No. 193 - Public Protection

	<u>FY1997-98</u>	<u>FY1998-99</u>
9 <u>GENERAL FUND</u>	<u>-0-</u>	<u>58,099</u>
10 <u>CASH FUND</u>	<u>-0-</u>	<u>238,023</u>
11 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>296,122</u>
12 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>276,424</u>

13 Sec. 16. AGENCY NO. 23 -- DEPARTMENT OF LABOR14 Program No. 194 - Division for Protection of People and
15 Property

	<u>FY1997-98</u>	<u>FY1998-99</u>
17 <u>CASH FUND</u>	<u>-0-</u>	<u>59,911</u>
18 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>59,911</u>
19 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>48,315</u>

20 Sec. 17. AGENCY NO. 25 -- DEPARTMENT OF HEALTH AND
21 HUMAN SERVICES22 Program No. 365 - Mental Health Operations

	<u>FY1997-98</u>	<u>FY1998-99</u>
24 <u>GENERAL FUND</u>	<u>-0-</u>	<u>456,931</u>
25 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>456,931</u>
26 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>5,600</u>

27 Sec. 18. AGENCY NO. 25 -- DEPARTMENT OF HEALTH AND HUMAN
28 SERVICES

1 Program No. 421 - Development Disability System

	<u>FY1997-98</u>	<u>FY1998-99</u>
3 <u>GENERAL FUND</u>	<u>-0-</u>	<u>352,129</u>
4 <u>FEDERAL FUND est.</u>	<u>-0-</u>	<u>236,963</u>
5 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>589,092</u>

6 Sec. 19. AGENCY NO. 25 -- DEPARTMENT OF HEALTH AND HUMAN
 7 SERVICES

8 Program No. 519 - Veterans' Homes

	<u>FY1997-98</u>	<u>FY1998-99</u>
10 <u>CASH FUND</u>	<u>-0-</u>	<u>2,072,491</u>
11 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>2,072,491</u>
12 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>223,853</u>

13 Sec. 20. AGENCY NO. 26 -- DEPARTMENT OF HEALTH AND HUMAN
 14 SERVICES FINANCE AND SUPPORT

15 Program No. 175 - Medical Student Assistance

	<u>FY1997-98</u>	<u>FY1998-99</u>
17 <u>CASH FUND</u>	<u>-0-</u>	<u>300,000</u>
18 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>300,000</u>

19 There is included in the appropriation to this program
 20 for FY1998-99 \$300,000 Cash Funds for state aid, which shall only
 21 be used for such purpose.

22 Sec. 21. AGENCY NO. 26 -- DEPARTMENT OF HEALTH AND HUMAN
 23 SERVICES FINANCE AND SUPPORT

24 Program No. 347 - Administration

	<u>FY1997-98</u>	<u>FY1998-99</u>
26 <u>GENERAL FUND</u>	<u>-0-</u>	<u>9,000,000</u>
27 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>9,000,000</u>

28 There is included in the appropriation to this program

1 for FY1998-99 \$9,000,000 General Funds for state aid, which shall
 2 only be used for such purpose.

3 Sec. 22. AGENCY NO. 29 -- DEPARTMENT OF WATER RESOURCES

4 Program No. 331 - Nebraska Water Rights

5		<u>FY1997-98</u>	<u>FY1998-99</u>
6	<u>GENERAL FUND</u>	<u>-0-</u>	<u>1,209,542</u>
7	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>1,209,542</u>
8	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>

9 Sec. 23. AGENCY NO. 31 -- MILITARY DEPARTMENT

10 Program No. 902 - Nebraska Emergency Operating Center
 11 Improvements and Armory Maintenance Projects

12		<u>FY1997-98</u>	<u>FY1998-99</u>	<u>FUTURE</u>
13	<u>STATE BUILDING FUND</u>	<u>-0-</u>	<u>173,000</u>	<u>-0-</u>
14	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>173,000</u>	<u>-0-</u>

15 The Military Department is hereby authorized to make
 16 improvements at the Nebraska Emergency Operating Center in Lincoln,
 17 Nebraska, and is also authorized to complete high priority armory
 18 maintenance projects with the appropriation to this program.

19 Sec. 24. AGENCY NO. 33 -- GAME AND PARKS COMMISSION

20 Program No. 336 - Wildlife Conservation

21		<u>FY1997-98</u>	<u>FY1998-99</u>
22	<u>GENERAL FUND</u>	<u>-0-</u>	<u>47,271</u>
23	<u>CASH FUND</u>	<u>-0-</u>	<u>267,871</u>
24	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>315,142</u>
25	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>314,573</u>

26 Sec. 25. AGENCY NO. 47 -- NEBRASKA EDUCATIONAL
 27 TELECOMMUNICATIONS COMMISSION

28 Program No. 916 - Radio Transmitter Replacement

LB 879

LB 879

	<u>FY1997-98</u>	<u>FY1998-99</u>	<u>FUTURE</u>
<u>STATE BUILDING FUND</u>	<u>-0-</u>	<u>82,500</u>	<u>-0-</u>
<u>FEDERAL FUND est.</u>	<u>-0-</u>	<u>82,500</u>	<u>-0-</u>
<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>165,000</u>	<u>-0-</u>

The Nebraska Educational Telecommunications Commission is hereby authorized to replace the KUCV radio transmitter in Lincoln with the appropriation to this program. Funding appropriated to this program may be supplemented by funding appropriated to Program 566 in the operating budget of agency number 47. It is intended that any undisbursed appropriations in this program existing on June 30, 1999, be reappropriated to July 1, 1999, to complete this project.

Sec. 26. AGENCY NO. 47 -- NEBRASKA EDUCATIONAL TELECOMMUNICATIONS COMMISSION

Program No. 917 - FM Antenna Damage Repair

	<u>FY1997-98</u>	<u>FY1998-99</u>	<u>FUTURE</u>
<u>STATE BUILDING FUND</u>	<u>-0-</u>	<u>241,200</u>	<u>-0-</u>
<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>241,200</u>	<u>-0-</u>

The Nebraska Educational Telecommunications Commission is hereby authorized to repair FM antenna damage at towers at Merriman, North Platte, Bassett, and Chadron and any other locations where damage has occurred, with the appropriation to this program.

Funding appropriated to this program may be supplemented by funding appropriated to Program 566 in the operating budget of agency number 47. It is intended that any undisbursed appropriation balance existing on June 30, 1999, in this program be reappropriated to July 1, 1999, to complete this project.

1 Sec. 27. AGENCY NO. 50 -- BOARD OF TRUSTEES OF THE
 2 NEBRASKA STATE COLLEGES

3 Program No. 927 - Peru State College-Fuel Tank Removal

	<u>FY1997-98</u>	<u>FY1998-99</u>
4 <u>STATE BUILDING FUND</u>	<u>-0-</u>	<u>133,000</u>
5 <u>CASH FUND</u>	<u>-0-</u>	<u>57,000</u>
6 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>190,000</u>

7 The Board of Trustees of the Nebraska State Colleges is
 8 hereby authorized to complete fuel tank removals and repairs at
 9 Peru State College with the funds appropriated in this section.

10 Sec. 28. AGENCY NO. 64 -- NEBRASKA STATE PATROL

11 Program No. 100 - Public Protection

12 Any appropriations and Salary Limits made to Programs
 13 100, 189, 190, and 195 of the Nebraska State Patrol may be
 14 administratively transferred among these budget programs by the
 15 budget division of the Department of Administrative Services upon
 16 request of the Nebraska State Patrol.

17 Sec. 29. AGENCY NO. 64 -- NEBRASKA STATE PATROL

18 Program No. 100 - Public Protection

	<u>FY1997-98</u>	<u>FY1998-99</u>
19 <u>GENERAL FUND</u>	<u>-0-</u>	<u>2,741,417</u>
20 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>2,741,417</u>
21 <u>SALARY LIMIT</u>	<u>-0-</u>	<u>2,703,739</u>

22 Sec. 30. AGENCY NO. 64 -- NEBRASKA STATE PATROL

23 Program No. 205 - Carrier Enforcement

	<u>FY1997-98</u>	<u>FY1998-99</u>
24 <u>CASH FUND</u>	<u>-0-</u>	<u>388,887</u>
25 <u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>388,887</u>

1	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>382,889</u>
2	Sec. 31. <u>AGENCY NO. 65 -- DEPARTMENT OF ADMINISTRATIVE</u>		
3	<u>SERVICES</u>		
4	<u>Program No. 535 - Risk Management Division</u>		
5		<u>FY1997-98</u>	<u>FY1998-99</u>
6	<u>GENERAL FUND</u>	<u>-0-</u>	<u>15,963</u>
7	<u>REVOLVING FUND</u>	<u>-0-</u>	<u>9,667</u>
8	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>25,630</u>
9	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>25,630</u>
10	Sec. 32. <u>AGENCY NO. 65 -- DEPARTMENT OF ADMINISTRATIVE</u>		
11	<u>SERVICES</u>		
12	<u>Program No. 593 - Workers' Compensation Claims</u>		
13		<u>FY1997-98</u>	<u>FY1998-99</u>
14	<u>REVOLVING FUND</u>	<u>-0-</u>	<u>4,200,000</u>
15	<u>PROGRAM TOTAL</u>	<u>-0-</u>	<u>4,200,000</u>
16	<u>SALARY LIMIT</u>	<u>-0-</u>	<u>-0-</u>
17	Sec. 33. Laws 1997, LB 384, section 9, is amended to		
18	read:		
19	Sec. 9. AGENCY NO. 5 -- SUPREME COURT		
20	Program No. 6 - District and Juvenile Court Judges'		
21	Salaries		
22		<u>FY1997-98</u>	<u>FY1998-99</u>
23	<u>GENERAL FUND</u>	<u>5,727,894</u>	<u>5,748,668</u>
24	<u>PROGRAM TOTAL</u>	<u>5,727,894</u>	<u>5,748,668</u>
25	<u>GENERAL FUND</u>	<u>5,727,894</u>	<u>5,598,668</u>
26	<u>PROGRAM TOTAL</u>	<u>5,727,894</u>	<u>5,598,668</u>
27	<u>SALARY LIMIT</u>	<u>5,178,784</u>	<u>5,178,784</u>
28	Sec. 34. Laws 1997, LB 384, section 10, is amended to		

1 read:

2 Sec. 10. AGENCY NO. 5 -- SUPREME COURT

3 Program No. 7 - County Court Judges' Salaries

4		FY1997-98	FY1998-99
5	GENERAL FUND	5,035,484	5,055,380
6	PROGRAM TOTAL	5,035,484	5,055,380
7	<u>GENERAL FUND</u>	<u>5,035,484</u>	<u>5,033,380</u>
8	<u>PROGRAM TOTAL</u>	<u>5,035,484</u>	<u>5,033,380</u>
9	SALARY LIMIT	4,516,903	4,516,903

10 Sec. 35. Laws 1997, LB 384, section 14, is amended to
11 read:

12 Sec. 14. AGENCY NO. 10 -- AUDITOR OF PUBLIC ACCOUNTS

13 Program No. 10 - Salary - Auditor

14		FY1997-98	FY1998-99
15	GENERAL FUND	56,575	56,575
16	PROGRAM TOTAL	56,575	56,575
17	SALARY LIMIT	49,500	49,500
18	<u>GENERAL FUND</u>	<u>56,575</u>	<u>59,075</u>
19	<u>PROGRAM TOTAL</u>	<u>56,575</u>	<u>59,075</u>
20	<u>SALARY LIMIT</u>	<u>49,500</u>	<u>49,500</u>

21 Sec. 36. Laws 1997, LB 384, section 19, is amended to
22 read:

23 Sec. 19. AGENCY NO. 16 -- DEPARTMENT OF REVENUE

24 Program No. 13 - Tax Commissioner

25		FY1997-98	FY1998-99
26	GENERAL FUND	99,800	102,384
27	PROGRAM TOTAL	99,800	102,384
28	SALARY LIMIT	87,731	90,224

1	<u>GENERAL FUND</u>	<u>99,800</u>	<u>120,896</u>
2	<u>PROGRAM TOTAL</u>	<u>99,800</u>	<u>120,896</u>
3	<u>SALARY LIMIT</u>	<u>87,731</u>	<u>104,034</u>

4 It is the intent of the Legislature that if the
5 appropriation or the salary limit is insufficient in this program
6 to meet anticipated expenditures, the Tax Commissioner shall
7 request additional funds or a higher salary limit, or both, from
8 the Legislature by the usual deficit process. The appropriation or
9 the salary limit shall not be administratively increased solely by
10 the Department of Administrative Services without legislative
11 authorization.

12 Sec. 37. Laws 1997, LB 386, section 30, is amended to
13 read:

14 Sec. 30. AGENCY NO. 47 -- NEBRASKA EDUCATIONAL
15 TELECOMMUNICATIONS COMMISSION

16 Program No. 901 - Satellite System/NEB*SAT

17		FY1997-98	FY1998-99	FUTURE
18	STATE BUILDING FUND	950,600	1,254,965	-0-
19	PROGRAM TOTAL	950,600	1,254,965	-0-

20 The Nebraska Educational Telecommunications Commission is
21 hereby authorized to make improvements and expansions to the
22 Satellite System/NEB*SAT totaling \$950,600 in FY1997-98 and
23 \$1,254,965 in FY1998-99. All improvements and expansion shall be
24 consistent with the priorities of the NEB*SAT Coordinating Council
25 as identified within the nonrecurring components of the council's
26 budget request for FY1997-99 as contained in the NEB*SAT Report
27 VIII, October 1, 1996.

28 It is the intent of the Legislature that any distance

1 education project which utilizes state funds for construction,
 2 installation, and operation or which intends to utilize state funds
 3 in the future shall be reviewed and approved by a designated
 4 representative of the educational sector involved, the General
 5 Manager of the Nebraska Educational Telecommunications Commission
 6 or his or her designee, and the Director of Communications of the
 7 division of communications of the Department of Administrative
 8 Services or his or her designee prior to construction,
 9 installation, and the expenditure of such funds. It is further
 10 intended that such representatives establish guidelines for the
 11 review and approval of such projects.

12 Included in the appropriation to this program for
 13 FY1997-98 are the following projects and estimated amounts:

14	A Codec at Southeast Community	
15	College Campus in Lincoln	42,000
16	Classroom Interactive Data Audio	
17	Response System for UNL	62,225
18	North Platte West Central Research	
19	Center Interconnection	5,000
20	Uplink Downlink for the Niobrara Valley Pod	88,000
21	Central Nebraska Pod Activation	150,000
22	K-12 Satellite Downlinks	85,200
23	All-Channel Phased Uplink Replacement,	
24	Phase 1	71,225
25	Network 3 to 2 Program Origination	115,900
26	Multi-Channel Digital Distribution	
27	Improvement, Phase 1	142,550
28	Switching Controlling 5 new channels	188,500

1 Included in the appropriation to this program for
 2 FY1998-99 are the following projects and estimated amounts:

3	North Platte Microwave Link	18,500
4	Ithaca Agricultural R&D Center Uplink	88,000
5	Concord Wayne Interconnect	18,500
6	K-12 Satellite Downlinks	85,200
7	Western Nebraska Pod Activation	150,000
8	Uplink Downlink for the Tri-Valley Pod	88,000
9	All-Channel Codecs, Phase 2	120,950
10	New Technology Upgrade for NETC and	
11	UNL TV Classroom	90,315
12	Scheduling Traffic Expansion Improvement	33,000
13	Multi-Channel Digital Distribution	
14	Improvement, Phase 2	183,000
15	Multi-Channel Digital Master Control	
16	Replacement	111,500
17	Multi-Channel Videotape Distribution	
18	Upgrade	268,000

19 In FY1997-98 and in FY1998-99, the All-Channel Phased
 20 Uplink Replacement may be supplemented by funds from the equipment
 21 replacement reserve contained in Agency 47, Nebraska Educational
 22 Telecommunications Commission, Program 533, or by nonstate tax
 23 funds. If actual costs dictate, funds may be moved among the items
 24 identified in this section. If actual expenditures indicate cost
 25 savings in FY1997-98 or FY1998-99, any excess appropriation may be
 26 utilized to help purchase high-power amplifiers necessitated by
 27 digitization.

28 For the Niobrara Valley pod project in FY1997-98, one

1 additional satellite channel may be added to the NEB*SAT Network 3
 2 uplink system at Norfolk and one additional DS-3 digital video
 3 circuit may be added from Northeast Community College to the
 4 Norfolk digital switch.

5 Sec. 38. Laws 1997, LB 386, section 32, is amended to
 6 read:

7 Sec. 32. AGENCY NO. 47 -- NEBRASKA EDUCATIONAL
 8 TELECOMMUNICATIONS COMMISSION

9 Program No. 910 - Transponder Financing

	FY1997-98	FY1998-99	FUTURE
10 STATE BUILDING FUND	1,214,123	1,921,841	1,214,123
11 CASH FUND	396,346	46,562	-0-
12 PROGRAM TOTAL	1,610,469	1,968,403	1,214,123
13 <u>CASH FUND</u>	<u>396,346</u>	<u>1,546,562</u>	<u>-0-</u>
14 <u>PROGRAM TOTAL</u>	<u>1,610,469</u>	<u>3,468,403</u>	<u>1,214,123</u>

15 The Legislature hereby reaffirms its authorization
 16 contained in Laws 1991, LB 847, section 23; Laws 1991, LB 853,
 17 section 10; and Laws 1993, LB 329, section 23, which allows the
 18 Nebraska Educational Telecommunications Commission to enter into
 19 contracts with any person, firm, or corporation in order to acquire
 20 a 72 MHz C-band Transponder on the SPACENET III Satellite, or on
 21 any other available transponder, and provide for payment of the
 22 specifically related acquisition cost over a contract period not to
 23 exceed eight and one-half years. The commission shall not pledge
 24 the credit of the State of Nebraska for the payment of any sum
 25 owing on account of such contracts, except that there may be
 26 pledged for the payment of any such contracts any appropriations
 27 specifically made by the Legislature for such purpose. The
 28

1 commission may schedule contractual payments on a monthly,
2 quarterly, or semiannual basis consistent with the state's fiscal
3 year, except that not more than fifty percent of the yearly payment
4 shall be made by December 15 of each year. Equipment maintenance
5 agreements may also be funded from the appropriation to this
6 program.

7 There is included in the appropriation to this program
8 for FY1997-98 \$1,214,123 from the State Building Fund and for
9 FY1998-99 \$1,921,841 from the State Building Fund and \$1,500,000
10 from cash funds for such acquisition. It is the intent of the
11 Legislature that the sums appropriated to this program for
12 FY1997-98 and FY1998-99 complete the acquisition. However,
13 replacement of the SPACENET III Satellite is contemplated in
14 FY1999-00 and some form and amount of payment will continue. ~~On or~~
15 ~~before June 30, 1998, and on or before June 30, 1999, It is~~
16 intended that on June 30, 1999, or as soon thereafter as
17 administratively possible that any cash funds appropriated for this
18 purpose and any funds held in trust ~~or held as appropriations in~~
19 ~~the state treasury~~ for this project and which are not necessary to
20 meet the terms of any long-term financing contract entered into
21 shall be transferred to the ~~General Fund~~ the NEB*SAT Cash Fund to
22 be used for future payments for satellite transponder lease or
23 lease purchase payments, for digitization of the Nebraska
24 Educational Telecommunications Commission transmission signal, for
25 any associated legal fees, and for equipment maintenance
26 agreements, in accord with any future intent of the Legislature.

27 The commission may expend funds appropriated to Program
28 No. 533 to meet incidental administrative costs associated with

1 this specific acquisition.

2 The Nebraska Educational Telecommunications Commission is
3 hereby authorized to ~~complete~~ continue the transponder digitization
4 project with the cash fund appropriation to this program.

5 Sec. 39. Laws 1997, LB 386, section 34, is amended to
6 read:

7 Sec. 34. AGENCY NO. 47 -- NEBRASKA EDUCATIONAL
8 TELECOMMUNICATIONS COMMISSION

9 Program No. 912 - Satellite Replacement Consulting

	FY1997-98	FY1998-99	FUTURE
11 STATE BUILDING FUND	50,000	-0-	-0-
12 <u>CASH FUND</u>	<u>-0-</u>	<u>50,500</u>	<u>-0-</u>
13 <u>PROGRAM TOTAL</u>	<u>50,000</u>	<u>50,500</u>	<u>-0-</u>
14 PROGRAM TOTAL	50,000	-0-	-0-

15 The Nebraska Educational Telecommunications Commission is
16 hereby authorized to hire consulting services to determine the most
17 cost-effective method for replacing the telecommunications services
18 provided by the current double-width NEB*SAT C-band transponder on
19 GE Americom's SPACENET III communications satellite with the
20 appropriation to this program. The funds may also be used to help
21 develop a request for proposals, prepare for bids, evaluate bids,
22 and award bids. It is estimated that the final award to vendor or
23 vendors for a replacement system will be approximately March 30,
24 1999. The commission shall inform both the Governor and the
25 Legislature of any impact on the commission's budget from the
26 replacement system as early in FY1998-99 as is feasible.

27 Sec. 40. Laws 1997, LB 386, section 55, is amended to
28 read:

1 Sec. 55. AGENCY NO. 65 -- DEPARTMENT OF ADMINISTRATIVE
2 SERVICES

3 Program No. 939 - State Capitol Complex

	FY1997-98	FY1998-99	FUTURE
4 STATE BUILDING FUND	1,272,814	2,072,795	18,044,749
5 PROGRAM TOTAL	1,272,814	2,072,795	18,044,749
6 STATE BUILDING FUND	1,272,814	4,227,504	18,610,484
7 PROGRAM TOTAL	1,272,814	4,227,504	18,610,484

9 The state building division of the Department of
10 Administrative Services and the Task Force for Building Renewal are
11 hereby authorized to jointly administer the Governor's Residence
12 Restoration project and the State Capitol Masonry Restoration
13 project. There is included in the appropriation to this program
14 for FY1997-98 \$750,000 from the State Building Fund for the
15 Governor's Residence Restoration project and \$522,814 from the
16 State Building Fund for the State Capitol Masonry Restoration
17 Project. There is included in the appropriation to this program
18 ~~project,~~ and for FY1998-99 \$-0- from the State Building Fund for
19 the Governor's Residence Restoration project and ~~\$2,072,795~~
20 \$4,227,504 from the State Building Fund for the State Capitol
21 Masonry Restoration project.

22 It is the intent of the Legislature to appropriate
23 ~~\$3,007,458 from the State Building Fund~~ the following estimated
24 amounts each fiscal year for FY1999-00 through ~~FY2004-05~~ FY2005-06
25 for the State Capitol Masonry Restoration project: (1) \$5,248,862
26 from the State Building Fund for FY1999-00, (2) \$2,419,304 from the
27 State Building Fund for FY2000-01, (3) \$1,512,194 from the State
28 Building Fund for FY2001-02, (4) \$2,018,750 from the State Building

1 Fund for FY2002-03, (5) \$2,068,766 from the State Building Fund for
 2 FY2003-04, (6) \$2,634,323 from the State Building Fund for
 3 FY2004-05, and (7) \$2,708,285 from the State Building Fund for
 4 FY2005-06.

5 While the Task Force for Building Renewal shall have
 6 final authority and responsibility for these projects, expenditures
 7 for the Governor's Residence Restoration project need not comply
 8 with all of the restrictions contained in the Deferred Building
 9 Renewal Act nor with all of the administrative restrictions placed
 10 on expenditures by the Task Force for Building Renewal.

11 Sec. 41. Laws 1997, LB 389, section 42, is amended to
 12 read:

13 Sec. 42. AGENCY NO. 13 -- STATE DEPARTMENT OF EDUCATION
 14 Program No. 351 - Vocational Rehabilitation

15		FY1997-98	FY1998-99
16	GENERAL FUND	3,208,321	3,352,304
17	CASH FUND	590,000	600,500
18	FEDERAL FUND est.	14,700,301	14,727,257
19	PROGRAM TOTAL	18,498,622	18,680,061
20	SALARY LIMIT	6,814,313	6,814,313
21	<u>SALARY LIMIT</u>	<u>6,814,313</u>	<u>6,801,594</u>

22 There is included in the appropriation to this program
 23 for FY1997-98 \$1,616,791 General Funds, \$177,984 Cash Funds, and
 24 \$6,054,205 Federal Funds estimate for state aid, which shall only
 25 be used for such purpose. There is included in the appropriation
 26 to this program for FY1998-99 \$1,750,151 General Funds, \$188,338
 27 Cash Funds, and \$6,372,516 Federal Funds estimate for state aid,
 28 which shall only be used for such purpose.

1 There is included in the appropriation to this program
 2 for FY1997-98 \$193,350 Federal Funds estimate for century date
 3 change conversion of software, hardware, and data to implement the
 4 intent expressed in the Information Technology Infrastructure Act.

5 Sec. 42. Laws 1997, LB 389, section 102, is amended to
 6 read:

7 Sec. 102. AGENCY NO. 26 -- DEPARTMENT OF HEALTH AND HUMAN
 8 SERVICES FINANCE AND SUPPORT

9 Program No. 349 - Medical Assistance Long-Term Care

	FY1997-98	FY1998-99
11 GENERAL FUND	101,468,823	105,786,842
12 <u>GENERAL FUND</u>	<u>101,468,823</u>	<u>100,604,842</u>
13 FEDERAL FUND est.	156,223,556	163,806,348
14 PROGRAM TOTAL	257,692,379	269,593,190
15 <u>PROGRAM TOTAL</u>	<u>257,692,379</u>	<u>264,411,190</u>
16 SALARY LIMIT	263,200	270,438

17 There is included in the appropriation to this program
 18 for FY1997-98 \$101,035,073 General Funds and \$155,719,806 Federal
 19 Funds estimate for state aid, which shall only be used for such
 20 purpose. There is included in the appropriation to this program
 21 for FY1998-99 ~~\$105,244,342~~ \$100,062,342 General Funds and
 22 \$163,123,848 Federal Funds estimate for state aid, which shall only
 23 be used for such purpose.

24 Sec. 43. Laws 1997, LB 389, section 113, is amended to
 25 read:

26 Sec. 113. AGENCY NO. 27 -- DEPARTMENT OF ROADS

27 Program No. 569 - Construction

	FY1997-98	FY1998-99
--	-----------	-----------

1	CASH FUND	381,405,667	375,141,750
2	PROGRAM TOTAL	381,405,667	375,141,750
3	<u>CASH FUND</u>	<u>380,349,167</u>	<u>373,595,350</u>
4	<u>PROGRAM TOTAL</u>	<u>380,349,167</u>	<u>373,595,350</u>

5 Cash Fund expenditures shall not be limited to the amount
6 shown.

7 It is the intent of the Legislature that the Department
8 of Roads shall apply for and make maximum use of available federal
9 funding, including discretionary funding, on all highway
10 construction projects which are eligible for such assistance.

11 Sec. 44. Laws 1997, LB 389, section 124, is amended to
12 read:

13 Sec. 124. AGENCY NO. 31 -- MILITARY DEPARTMENT
14 Program No. 548 - Tuition Assistance

15		FY1997-98	FY1998-99
16	GENERAL FUND	600,000	600,000
17	PROGRAM TOTAL	600,000	600,000
18	<u>GENERAL FUND</u>	<u>600,000</u>	<u>427,000</u>
19	<u>PROGRAM TOTAL</u>	<u>600,000</u>	<u>427,000</u>

20 There is included in the appropriation to this program
21 for FY1997-98 \$600,000 General Funds for state aid, which shall
22 only be used for such purpose. There is included in the
23 appropriation to this program for FY1998-99 ~~\$600,000~~ \$427,000
24 General Funds for state aid, which shall only be used for such
25 purpose.

26 Sec. 45. Laws 1997, LB 389, section 198, is amended to
27 read:

28 Sec. 198. AGENCY NO. 65 -- DEPARTMENT OF ADMINISTRATIVE

1 SERVICES

2 Program No. 560 - State Building Division

3		FY1997-98	FY1998-99
4	GENERAL FUND	2,504,689	2,589,237
5	<u>GENERAL FUND</u>	<u>2,504,689</u>	<u>2,296,932</u>
6	CASH FUND	615,905	615,632
7	REVOLVING FUND	14,871,533	14,772,597
8	PROGRAM TOTAL	17,992,127	17,977,466
9	<u>PROGRAM TOTAL</u>	<u>17,992,127</u>	<u>17,685,161</u>
10	SALARY LIMIT	4,066,118	4,095,795

11 There is included in the appropriation to this program
 12 for FY1997-98 \$329 Cash Funds and \$20,897 Revolving Funds for
 13 century date change conversion of software, hardware, and data to
 14 implement the intent expressed in the Information Technology
 15 Infrastructure Act.

16 Sec. 46. Laws 1998, LB 1108, section 57, is amended to
 17 read:

18 Sec. 57. AGENCY NO. 50 -- BOARD OF TRUSTEES OF THE
 19 NEBRASKA STATE COLLEGES

20 Program No. 901 - Systemwide Miscellaneous Improvements
 21 to Facilities

22		FY1997-98	FY1998-99
23	GENERAL FUND	527,416	-0-
24	<u>STATE BUILDING FUND</u>	<u>527,416</u>	<u>-0-</u>
25	PROGRAM TOTAL	527,416	-0-

26 The Board of Trustees of the Nebraska State Colleges is
 27 hereby authorized to make miscellaneous improvements to state-owned
 28 facilities at Chadron State College, Peru State College, and Wayne

1 State College through expenditure of amounts appropriated in this
 2 section. Authorized improvements include projects to eliminate
 3 fire and life safety deficiencies, projects to eliminate facility
 4 accessibility barriers, and other projects of renewal work as
 5 defined in section 81-173.

6 Sec. 47. Laws 1998, LB 1108, section 78, is amended to
 7 read:

8 Sec. 78. AGENCY NO. 85 -- PUBLIC EMPLOYEES RETIREMENT
 9 BOARD

10 Program No. 41 - Administration of Retirement Systems and
 11 Deferred Compensation

	FY1997-98	FY1998-99
12 CASH FUND	143,453	3,233
13 PROGRAM TOTAL	143,453	3,233
14 SALARY LIMIT	58,230	2,858
15 CASH FUND	143,453	34,050
16 PROGRAM TOTAL	143,453	34,050
17 SALARY LIMIT	58,230	70,119

18 There is included in the appropriation to this program
 19 for FY1997-98 \$39,760 Cash Funds for programming changes related to
 20 the Spousal Pension Rights Act, which shall only be used for such
 21 purpose.
 22

23 Sec. 48. Laws 1998, LB 1108, section 79, is amended to
 24 read:

25 Sec. 79. AGENCY NO. 85 -- PUBLIC EMPLOYEES RETIREMENT
 26 BOARD

27 Program No. 515 - Public Employees Retirement

	FY1997-98	FY1998-99
28		

LB 879

LB 879

1	GENERAL FUND	-0-	262,703
2	PROGRAM TOTAL	-0-	262,703
3	GENERAL FUND	-0-	241,247
4	PROGRAM TOTAL	-0-	241,247

5 Sec. 49. Laws 1998, LB 1108, section 86, is amended to
6 read:

7 Sec. 86. AGENCY NO. 27 -- DEPARTMENT OF ROADS

8 Program No. 901 - Facility Improvements

9		FY1997-98	FY1998-99	FUTURE
10	CASH FUND	2,503,000	1,662,000	-0-
11	PROGRAM TOTAL	2,503,000	1,662,000	-0-
12	CASH FUND	3,559,500	3,208,400	-0-
13	PROGRAM TOTAL	3,559,500	3,208,400	-0-

14 The Department of Roads is hereby authorized to make
15 improvements statewide. There is included in the appropriation to
16 this program for FY1997-98 ~~\$2,503,000~~ \$3,559,500 cash funds and for
17 FY1998-99 ~~\$1,662,000~~ \$3,208,400 cash funds to make such
18 improvements.

19 It is intended that the following projects be undertaken
20 with funds appropriated to this program for FY1997-98:

21	Supply Building HVAC & Remodel -- Lincoln	495,000
22	New Maintenance Facility -- Nebraska City	630,000
23	<u>New Maintenance Facility -- Nebraska City</u>	<u>1,056,500</u>
24	8-Bay Equipment Storage and Shop Building -- Omaha	358,000
25	1-Bay Shop and Office Addition -- Valentine	100,000
26	District Office Addition -- Grand Island	152,000
27	Construction Office Addition -- Scottsbluff	80,000
28	5-Bay Equipment Cold Storage Building -- Ainsworth	182,000

LB 879

LB 879

1	5-Bay Equipment Cold Storage Building -- Lyons	182,000
2	4-Bay Equipment Cold Storage Building -- Pawnee City	146,000
3	New Salt Shed -- Lexington	12,000
4	New Salt Shed -- North Platte	6,000
5	New Salt Shed -- Gothenburg	40,000
6	New Salt Shed -- Crawford	40,000
7	New Salt Shed -- Papillion	40,000
8	New Salt Shed -- Beatrice	40,000

9 It is intended that the following projects be undertaken
10 with funds appropriated to this program for FY1998-99:

11	Maintenance Office Addition -- Ogallala	80,000
12	Maintenance Office Addition -- Lexington	80,000
13	New Mechanics Shop -- McCook	291,000
14	<u>New Mechanics Shop -- McCook</u>	<u>964,000</u>
15	Construction Office Addition -- Bridgeport	151,000
16	New Shop and Office Building -- Naper	193,000
17	5-Bay Equipment Cold Storage Building -- Hartington	194,000
18	3-Bay Equipment Cold Storage Building -- Merriman	116,000
19	4-Bay Equipment Cold Storage Building -- Central City	155,000
20	New Shop and Office Building -- Mullen	242,000
21	<u>New Shop and Office Building -- Mullen</u>	<u>582,400</u>
22	New Salt Shed -- Lincoln Salt Valley	40,000
23	New Salt Shed -- Gordon	40,000
24	New Salt Shed -- Clarkson	40,000
25	New Salt Shed -- Bartlett	40,000

26 It is the intent of the Legislature that funds
27 appropriated to the Department of Roads for capital facility
28 projects shall only be spent for the purpose of the original

1 appropriation and that the department shall not transfer
2 appropriation authority from one capital facility project to
3 another.

4 Sec. 50. Laws 1998, LB 1108, section 96, is amended to
5 read:

6 Sec. 96. There is hereby appropriated, unless otherwise
7 specified, for FY1997-98 and for FY1998-99 from undisbursed
8 balances existing on June 30, 1997, and on June 30, 1998,
9 respectively, to each agency for each program from the respective
10 funds for capital construction as follows:

11 (1) Agency No. 13 -- State Department of Education

12 Program Nos. 900, 903, and 913.

13 (2) Agency No. 23 -- Department of Labor

14 Program No. 901.

15 (3) Agency No. 25 -- Department of Health and Human
16 Services

17 Program Nos. 901, 902, 903, 904, 905, 906, 907, 908,
18 912, and 950.

19 The unexpended balance existing on June 30, 1997, in
20 Program 903 is hereby reappropriated for FY1997-98 to Program 950
21 to complete a mini-comprehensive facilities plan.

22 (4) Agency No. 27 -- Department of Roads

23 Program Nos. 901 and 902, except that the unobligated
24 appropriation balance for projects that have been completed shall
25 lapse and shall not be included in any reappropriation.

26 (5) Agency No. 31 -- Military Department

27 Program Nos. 901, 902, and 925.

28 (6) Agency No. 33 -- Game and Parks Commission

1 Program Nos. 900, 901, 902, 919, 924, 966, 967, 968,
2 969, 971, 972, 973, 975, 976, 977, 978, 980, and 981, except that
3 for FY1997-98 only the undisbursed balances existing on June 30,
4 1997, for the following projects shall be appropriated, all other
5 unobligated June 30, 1997, balances shall lapse:

6 Program No. 900 -- Motorboat access facilities

7 Program No. 902 -- Trail Development Assistance

8 Program No. 924 -- Wildlife lands

9 Program No. 967 -- Mahoney - Sewage improvements,

10 wells expansion, and roof repairs

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11 -- Fort Robinson - Mare Barn complex
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12 renovations and roof gutters

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13 -- Platte River - electrical service
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14 and HVAC for five cabins

15 -- Indian Cave - electrical and

16 miscellaneous improvements

17 -- Ponca - electrical improvements

18 Program No. 968 -- Buffalo Bill - fire sprinkler

19 systems

20 Program No. 969 -- Buffalo Bill - park developments

21 -- Branched Oak - campground

22 developments and electrical

23 improvements

24 -- Johnson Lake - shower rooms

25 -- Lewis & Clark - park redevelopment

26 and restroom and roof repairs

27 -- Lake McConaughy - park

28 redevelopment, headquarters

1 improvements, and underground
2 electrical
3 -- Louisville - electrical
4 improvements
5 -- Medicine Creek - electrical
6 improvements
7 -- Mormon Island - electrical
8 improvements
9 -- Pawnee - electrical improvements
10 -- Swanson - electrical improvements
11 -- Windmill - electrical improvements
12 -- Two Rivers - beach house
13 improvements
14 -- Union Pacific - latrine repairs
15 -- Fremont - ticket booth repairs
16 Program No. 971 -- Wildlife Management Areas - basic
17 improvements
18 Program No. 972 -- Lincoln Office - miscellaneous
19 improvements
20 -- Norfolk Office - roof repairs
21 Program No. 973 -- Branched Oak Lake rehabilitation
22 -- River and stream access
23 -- Valentine Hatchery diversion dam
24 repairs
25 -- Fishing access on existing areas
26 -- Lake acquisition and development
27 and reservoir construction
28 -- Grove Lake improvements

1 -- Long Pine Creek improvements

2 Program No. 977 -- Nongame and endangered species

3 land acquisition and development

4 Program No. 978 -- ADA facility improvements

5 (7) Agency No. 46 -- Department of Correctional Services

6 Program Nos. 901, 902, 903, 904, 905, 906, 907, 908,

7 909, 910, 911, 912, 913, 914, and 915.

8 (8) Agency No. 47 -- Nebraska Educational

9 Telecommunications Commission

10 Program Nos. 901, 909, 910, 911, ~~and~~ 912, and 916,

11 provided that any undisbursed appropriations existing in Program

12 901 on June 30, 1997, that are reappropriated to July 1, 1997, and

13 were intended to be applied to the Network 3 uplink/downlink for

14 the K-12 Southwest Pod at Cambridge may, with NEB*SAT Council

15 approval, be reallocated to add a second channel at Mid-Plains

16 Community College in North Platte, which is intended to more

17 efficiently meet the original goal of the NEB*SAT Council; and any

18 undisbursed appropriations existing in Program 901 on June 30,

19 1997, that are reappropriated to July 1, 1997, and were intended to

20 be applied to the Microwave link between the Nebraska Educational

21 Telecommunications Building and Nebraska Wesleyan University may be

22 reallocated to a digital DS-3 system with 4 channels.

23 (9) Agency No. 50 -- Board of Trustees of the Nebraska

24 State Colleges

25 Program Nos. 901, 903, 906, 907, 908, 915, 916, 926,

26 927, 928, 935, and 937, and any additional construction programs

27 administratively created relating to energy grants received from

28 the federal government.

1 (10) Agency No. 51 -- University of Nebraska

2 Program Nos. 905, 911, 915, 916, 919, 924, 926, 932,
3 937, 954, 955, 956, 964, 983, 984, 991, 997, and 999 and 904 which
4 is to be administratively transferred to Agency No. 65, Department
5 of Administrative Services.

6 Program Nos. 901, 906, 918, 923, 925, 930, 940, 943,
7 944, 946, 947, 949, 952, 958, 959, 963, 967, 969, 973, 977, 979,
8 980, and 994 and any additional construction programs
9 administratively created relating to the University of
10 Nebraska-Lincoln, the University of Nebraska at Omaha, the
11 University of Nebraska Medical Center, the University of Nebraska
12 at Kearney, the Nebraska College of Technical Agriculture at
13 Curtis, and the University of Nebraska Central Administration which
14 are funded through cash funds, federal funds, or revolving funds
15 from the operating budget.

16 Program No. 990 and any additional construction
17 programs administratively created relating to energy grants
18 received from the federal government.

19 (11) Agency No. 52 -- State Board of Agriculture

20 Program Nos. 910 and 919.

21 (12) Agency No. 65 -- Department of Administrative
22 Services

23 Program Nos. 900, 901, 904, 905, 906, 910, 911, 912,
24 913, 914, 915, 916, 917, 939, and 940. The reappropriation to
25 Program 904 is hereby reduced by \$36,316 from the State Building
26 Fund for FY1997-98.

27 Appropriations to program numbers pertaining to funding
28 for the Deferred Building Renewal Act are hereby reappropriated.

1 (13) Agency No. 78 -- Nebraska Commission on Law
 2 Enforcement and Criminal Justice
 3 Program Nos. 901, ~~and~~ 902, ~~and~~ 903.

4 Sec. 51. Laws 1998, LB 1108, section 100, is amended to
 5 read:

6 Sec. 100. AGENCY NO. 5 -- SUPREME COURT
 7 Program No. 67 - Probation Services

	FY1997-98	FY1998-99
8		
9 GENERAL FUND	10,899,014	10,892,146
10 <u>GENERAL FUND</u>	<u>10,899,014</u>	<u>10,742,146</u>
11 CASH FUND	534,191	534,547
12 PROGRAM TOTAL	11,433,205	11,426,693
13 <u>PROGRAM TOTAL</u>	<u>11,433,205</u>	<u>11,276,693</u>
14 SALARY LIMIT	8,818,549	8,781,502

15 The Department of Administrative Services shall monitor
 16 appropriations and expenditures for this program according to the
 17 following classifications:

18 No. 397 - Statewide Probation

19 No. 398 - Intensive Supervision Probation

20 There is included in the appropriation to this program
 21 for FY1997-98 \$42,392 General Funds and Salary Limit of \$37,047 for
 22 payout of accumulated vacation and sick leave due to retirements.

23 Sec. 52. Laws 1998, LB 1108, section 103, is amended to
 24 read:

25 Sec. 103. AGENCY NO. 13 -- STATE DEPARTMENT OF EDUCATION
 26 Program No. 25 - Departmental Administration

	FY1997-98	FY1998-99
27		
28 GENERAL FUND	588,426,489	608,443,837

LB 879

LB 879

1	<u>GENERAL FUND</u>	<u>588,426,489</u>	<u>608,132,354</u>
2	CASH FUND	3,984,589	4,074,105
3	FEDERAL FUND est.	128,761,801	130,809,551
4	REVOLVING FUND	623,189	623,985
5	PROGRAM TOTAL	721,796,068	743,951,478
6	SALARY LIMIT	7,313,506	7,312,915
7	<u>PROGRAM TOTAL</u>	<u>721,796,068</u>	<u>743,639,995</u>
8	<u>SALARY LIMIT</u>	<u>7,313,506</u>	<u>7,382,683</u>

9 There is included in the appropriation to this program
 10 for FY1997-98 \$580,997,339 General Funds, \$2,039,746 Cash Funds,
 11 and \$121,912,063 Federal Funds estimate for state aid, which shall
 12 only be used for such purpose. There is included in the
 13 appropriation to this program for FY1998-99 ~~\$600,989,471~~
 14 \$600,677,988 General Funds, \$2,040,938 Cash Funds, and \$124,171,570
 15 Federal Funds estimate for state aid, which shall only be used for
 16 such purpose.

17 There is included in the amount shown for FY1997-98
 18 \$220,280 General Funds for the reimbursement of transportation
 19 costs pursuant to section 79-241 for the enrollment option program.
 20 There is included in the amount shown for FY1998-99 \$172,200
 21 General Funds for the reimbursement of transportation costs
 22 pursuant to section 79-241 for the enrollment option program.

23 There is included in the amount shown for FY1997-98
 24 \$454,273,986 General Funds which are hereby appropriated to the Tax
 25 Equity and Educational Opportunities Fund, which fund is hereby
 26 appropriated to provide state aid to public school districts
 27 pursuant to the Tax Equity and Educational Opportunities Support
 28 Act. There is included in the amount shown for FY1998-99

1 ~~\$470,290,236~~ \$469,978,753 General Funds which are hereby
2 appropriated to the Tax Equity and Educational Opportunities Fund,
3 which fund is hereby appropriated to provide state aid to public
4 school districts pursuant to the Tax Equity and Educational
5 Opportunities Support Act.

6 There is included in the appropriation to this program
7 for FY1997-98 \$124,965,414 General Funds for special education
8 reimbursement. There is included in the appropriation to this
9 program for FY1998-99 \$128,714,376 General Funds for special
10 education reimbursement.

11 There is included in the appropriation to this program
12 \$237,525 General Funds provided as state aid in FY1997-98 and
13 \$312,525 General Funds provided as state aid in FY1998-99 to carry
14 out the provisions of subsection (2) of section 79-734.

15 There is included in the appropriation to this program
16 \$560,000 General Funds provided as state aid in FY1997-98 and
17 \$560,000 General Funds provided as state aid in FY1998-99 for early
18 childhood education projects.

19 There is included in the appropriation to this program
20 \$50,000 General Funds for FY1997-98 and \$50,000 General Funds for
21 FY1998-99 to be used only for the purpose of making donations from
22 business and other sources to initiate pilot technology projects.

23 There is included in the appropriation to this program
24 \$240,782 General Funds for FY1997-98, which shall only be used for
25 the purpose of a contract with the Nebraska Educational
26 Telecommunications Commission for the Schools TeleLearning/Distance
27 Learning Program. There is included in the appropriation to this
28 program \$240,782 General Funds for FY1998-99, which shall only be

1 used for the purpose of a contract with the Nebraska Educational
2 Telecommunications Commission for the Schools TeleLearning/Distance
3 Learning Program.

4 There is included in the appropriation to this program
5 \$100,000 General Funds for FY1997-98 to develop or enhance
6 interpreter training programs, which shall only be used for such
7 purpose. There is included in the appropriation to this program
8 \$250,000 General Funds for FY1997-98, which shall only be used for
9 satellite programs for children who are deaf or hard of hearing.
10 There is included in the appropriation to this program \$100,000
11 General Funds for FY1998-99 to develop or enhance interpreter
12 training programs, which shall only be used for such purpose.
13 There is included in the appropriation to this program \$250,000
14 General Funds for FY1998-99, which shall only be used for satellite
15 programs for children who are deaf or hard of hearing.

16 There is included in the appropriation to this program
17 \$200,000 General Funds provided as state aid in FY1998-99 to
18 educational service units to provide school nursing services for
19 school districts. It is the intent of the Legislature that a pro
20 rata share of the aid for school nursing services shall be
21 allocated to an educational service unit based on the amount
22 expended for such services by the educational service unit in
23 FY1997-98.

24 On or before October 1 of each year, the Department of
25 Health and Human Services Finance and Support and the State
26 Department of Education shall jointly certify to the budget
27 administrator of the budget division of the Department of
28 Administrative Services the amount of federal medicaid funds paid

1 to school districts pursuant to the Early Intervention Act for
2 special education services for children age five years and older.
3 The General Fund appropriation to the State Department of
4 Education, Program No. 25, for state special education aid shall be
5 decreased by an amount equal to the amount that would have been
6 reimbursed with state General Funds to the school districts through
7 the special education reimbursement process for special education
8 services for children age five years and older that was paid to
9 school districts or approved cooperatives with federal medicaid
10 funds. There is hereby appropriated from the General Fund an
11 amount equal to the amount certified to the budget administrator
12 for FY1997-98 and FY1998-99 to the Department of Health and Human
13 Services Finance and Support to aid in carrying out the provisions
14 of Laws 1991, LB 701. The budget administrator of the budget
15 division of the Department of Administrative Services shall
16 distribute the amount appropriated between budget programs
17 according to percentages certified by the Department of Health and
18 Human Services Finance and Support.

19 It is the intent of the Legislature that the revenue
20 raised pursuant to the increases in the income tax rate and sales
21 tax rate provided in Laws 1990, LB 1059, shall be appropriated to
22 school districts as state aid in FY1997-98 and FY1998-99 for
23 purposes of the Tax Equity and Educational Opportunities Support
24 Act.

25 The Department of Revenue and the Legislative Fiscal
26 Analyst shall annually prepare a joint report showing the revenue
27 collected from such tax rate increases for the preceding fiscal
28 year. A copy of the report shall be provided to the Clerk of the

1 Legislature and the Governor by December 1 of each year.

2 Continuing in FY1997-98 and FY1998-99, if the proceeds
3 from such tax rate increases according to the joint report are
4 greater than the amount appropriated by the Legislature to
5 correspond to such tax rate increases, the difference between such
6 amounts shall be appropriated for purposes of the Tax Equity and
7 Educational Opportunities Support Act in the following fiscal year.
8 Such appropriation shall be in addition to other General Funds
9 allocated as aid for purposes of the act.

10 Continuing in FY1997-98 and FY1998-99, if the proceeds
11 from such tax rate increases according to the joint report are less
12 than the amount appropriated by the Legislature to correspond to
13 such tax rate increases, the difference between such amounts shall
14 be subtracted from the appropriation for purposes of the Tax Equity
15 and Educational Opportunities Support Act in the following fiscal
16 year.

17 There is included in the appropriation to this program
18 for FY1997-98 \$21,675 Federal Funds estimate for century date
19 change conversion of software, hardware, and data to implement the
20 intent expressed in the Information Technology Infrastructure Act.

21 It is the intent of the Legislature that the State
22 Department of Education shall develop a fee structure for revenue
23 to support the private postsecondary career schools beginning in
24 FY1999-00. The department shall submit a proposal to the
25 Appropriations Committee of the Legislature by September 15, 1998.

26 The unexpended General Fund appropriation existing on
27 June 30, 1997, from Laws 1996, LB 1050A, is hereby reappropriated
28 to be used to provide matching funds for school district

1 reorganization studies in FY1997-98.

2 The General Fund balance not to exceed \$2,721,420 of
3 funds encumbered from the FY1996-97 appropriation for special
4 education may be expended to fully fund the 1996-97 below-age-five
5 program and transportation claims.

6 There is hereby reappropriated for FY1997-98 \$10,000
7 General Funds for planning for the Western Governors' University.

8 On or before June 30, 1998, the State Department of
9 Education shall liquidate \$1,000,000 of unexpended General Funds
10 originally certified as special education encumbrances. The State
11 Department of Education shall submit the General Document to the
12 budget division of the Department of Administrative Services, which
13 shall lapse \$1,000,000 General Funds from this program for
14 FY1997-98.

15 On or before June 23, 1999, the State Department of
16 Education shall liquidate \$500,000 of unexpended General Funds
17 originally certified as special education encumbrances. The State
18 Department of Education shall submit the General Document to the
19 budget division of the Department of Administrative Services, which
20 shall lapse \$500,000 General Funds from this program for FY1998-99.

21 The General Fund balance not to exceed \$517,426 of funds
22 encumbered from the FY1995-96 and FY1996-97 appropriations for
23 special education may be expended to fully fund the 1995-96 school
24 age program claims, 1996-97 school age program and transportation
25 claims, and 1997-98 school age transportation claims.

26 Sec. 53. Laws 1998, LB 1108, section 105, is amended to
27 read:

28 Sec. 105. AGENCY NO. 15 -- BOARD OF PARDONS AND BOARD OF

1 PAROLE

2 Program No. 358 - Board of Parole

3		FY1997-98	FY1998-99
4	GENERAL FUND	240,336	243,965
5	PROGRAM TOTAL	240,336	243,965
6	SALARY LIMIT	159,787	159,850
7	<u>GENERAL FUND</u>	<u>240,336</u>	<u>195,085</u>
8	<u>PROGRAM TOTAL</u>	<u>240,336</u>	<u>195,085</u>
9	<u>SALARY LIMIT</u>	<u>159,787</u>	<u>163,650</u>

10 The unexpended General Fund balances existing on June 30,
 11 1997, in Agency 15, Programs 320 and 358, are hereby reappropriated
 12 to Agency 15, Program 358.

13 Sec. 54. Laws 1998, LB 1108, section 106, is amended to
 14 read:

15 Sec. 106. AGENCY NO. 16 -- DEPARTMENT OF REVENUE

16 Program No. 108 - Homestead Exemption

17		FY1997-98	FY1998-99
18	GENERAL FUND	31,811,768	33,200,000
19	PROGRAM TOTAL	31,811,768	33,200,000
20	<u>GENERAL FUND</u>	<u>31,811,768</u>	<u>30,200,000</u>
21	<u>PROGRAM TOTAL</u>	<u>31,811,768</u>	<u>30,200,000</u>

22 There is included in the appropriation to this program
 23 for FY1997-98 \$31,811,768 General Funds for state aid, which shall
 24 only be used for such purpose. There is included in the
 25 appropriation to this program for FY1998-99 ~~\$33,200,000~~ \$30,200,000
 26 General Funds for state aid, which shall only be used for such
 27 purpose.

28 Sec. 55. Laws 1998, LB 1108, section 110, is amended to

1 read:

2 Sec. 110. AGENCY NO. 25 -- DEPARTMENT OF HEALTH AND
3 HUMAN SERVICES

4 Program No. 33 - Administration

5		FY1997-98	FY1998-99
6	GENERAL FUND	30,807,802	28,505,448
7	<u>GENERAL FUND</u>	<u>30,807,802</u>	<u>27,989,373</u>
8	CASH FUND	273,231	198,516
9	FEDERAL FUND est.	41,790,281	41,690,619
10	PROGRAM TOTAL	72,871,314	70,394,583
11	SALARY LIMIT	46,194,882	45,476,006
12	<u>FEDERAL FUND est.</u>	<u>41,790,281</u>	<u>41,045,502</u>
13	<u>PROGRAM TOTAL</u>	<u>72,871,314</u>	<u>69,233,391</u>
14	<u>SALARY LIMIT</u>	<u>46,194,882</u>	<u>45,494,212</u>

15 There is included in the appropriation to this program
16 for FY1997-98 \$1,174,805 Federal Funds estimate for state aid,
17 which shall only be used for such purpose. There is included in
18 the appropriation to this program for FY1998-99 \$1,174,805 Federal
19 Funds estimate for state aid, which shall only be used for such
20 purpose.

21 There is included in the appropriation to this program
22 for FY1997-98 \$160,000 General Funds to aid community efforts to
23 support children and families. There is included in the
24 appropriation to this program for FY1998-99 \$160,000 General Funds
25 to aid community efforts to support children and families. It is
26 the intent of the Legislature that funds provided under this
27 provision be distributed in the form of community grants of no more
28 than \$20,000 per grant. It is also the intent of the Legislature

1 that a grant in the amount of \$20,000 be provided with these funds
 2 in FY1997-98 and in FY1998-99 to the Child Guidance Center in
 3 Lincoln, Nebraska, for the treatment of sexual offense
 4 perpetrators. Funds provided under this provision shall not be
 5 expended without the prior approval of the Director of Health and
 6 Human Services, the Director of Finance and Support, and the
 7 Commissioner of Education.

8 Sec. 56. Laws 1998, LB 1108, section 116, is amended to
 9 read:

10 Sec. 116. AGENCY NO. 26 -- DEPARTMENT OF HEALTH AND
 11 HUMAN SERVICES FINANCE AND SUPPORT

12 Program No. 341 - Administration

	FY1997-98	FY1998-99
13 GENERAL FUND	21,270,912	21,210,148
14 CASH FUND	3,746,075	3,545,104
15 FEDERAL FUND est.	47,090,316	44,141,524
16 PROGRAM TOTAL	72,107,303	68,896,776
17 SALARY LIMIT	24,788,677	24,341,948
18 GENERAL FUND	21,270,912	22,512,716
19 CASH FUND	3,746,075	3,485,656
20 FEDERAL FUND est.	47,090,316	46,049,678
21 PROGRAM TOTAL	72,107,303	72,048,050
22 SALARY LIMIT	24,788,677	24,506,809

23 There is included in the appropriation to this program
 24 for FY1997-98 \$135,854 Cash Funds and \$1,804,205 Federal Funds
 25 estimate for century date change conversion of software, hardware,
 26 and data to implement the intent expressed in the Information
 27 Technology Infrastructure Act.
 28

1 There is included in the appropriation to this program
 2 for FY1997-98 \$59,428 General Funds for state aid, which shall only
 3 be used for such purpose. There is included in the appropriation
 4 to this program for FY1998-99 \$59,428 General Funds for state aid,
 5 which shall only be used for such purpose.

6 Sec. 57. Laws 1998, LB 1108, section 118, is amended to
 7 read:

8 Sec. 118. AGENCY NO. 26 -- DEPARTMENT OF HEALTH AND HUMAN
 9 SERVICES FINANCE AND SUPPORT

10 Program No. 348 - Medical Assistance

	FY1997-98	FY1998-99
11 GENERAL FUND	176,614,694	188,217,594
12 GENERAL FUND	<u>176,614,694</u>	<u>184,399,594</u>
13 FEDERAL FUND est.	301,263,036	324,740,376
14 PROGRAM TOTAL	477,877,730	512,957,970
15 PROGRAM TOTAL	<u>477,877,730</u>	<u>509,139,970</u>
16 SALARY LIMIT	-0-	-0-

17 There is included in the appropriation to this program
 18 for FY1997-98 \$174,120,283 General Funds and \$298,413,394 Federal
 19 Funds estimate for state aid, which shall only be used for such
 20 purpose. There is included in the appropriation to this program
 21 for FY1998-99 ~~\$185,603,751~~ \$181,785,751 General Funds and
 22 \$321,761,713 Federal Funds estimate for state aid, which shall only
 23 be used for such purpose.

24 Sec. 58. Laws 1998, LB 1108, section 127, is amended to
 25 read:

26 Sec. 127. AGENCY NO. 47 -- NEBRASKA EDUCATIONAL
 27 TELECOMMUNICATIONS COMMISSION

1	Program No. 533 - Network Operations		
2		FY1997-98	FY1998-99
3	GENERAL FUND	6,126,822	6,253,777
4	CASH FUND	733,815	521,492
5	PROGRAM TOTAL	6,860,637	6,775,269
6	SALARY LIMIT	2,323,590	2,331,990

7 (1) The limitation on expenditures for permanent and
 8 temporary salaries and per diems for the Nebraska Educational
 9 Telecommunications Commission may be exceeded by the amount
 10 required to fulfill the state's obligation for salaries in
 11 contractual arrangements in which the state has entered into an
 12 employer-employee relationship with the person subject to the
 13 contract as determined by the social security administration
 14 bureau.

15 (2) There is included in the appropriation to this
 16 program an estimated \$19,109 General Funds for FY1997-98 and an
 17 estimated \$26,662 General Funds for FY1998-99 to provide for
 18 reclassifications and position upgrades.

19 (3) There is included in the appropriation to this
 20 program \$609,082 Cash Funds for FY1997-98 and \$396,567 Cash Funds
 21 for FY1998-99 for Schools TeleLearning Service as outlined in the
 22 March 1997 NDE/NET PARTNERSHIP TECHNOLOGY BUDGET PROPOSAL. Such
 23 amount includes \$368,300 for FY1997-98 and \$155,785 for FY1998-99
 24 from temporary dollars available from the Satellite Educational
 25 Resource Consortium (SERC). Funding associated with the Schools
 26 TeleLearning Service shall be separately accounted for.

27 (4) There is included in the appropriation to this
 28 program \$130,000 General Funds for FY1997-98 and \$130,000 General

1 Funds for FY1998-99 for telecommunications training. It is the
2 intent of the Legislature that the Coordinating Council for
3 Educational Telecommunications (NEB*SAT Council) be responsible for
4 planning training programs which will benefit teachers at both the
5 kindergarten-through-twelfth-grade level and at the postsecondary
6 level. The Coordinating Council for Educational Telecommunications
7 may contract with the Nebraska Educational Television Council for
8 Higher Education, the State Department of Education, or other
9 related groups to plan and coordinate such programs. In FY1997-98
10 and in FY1998-99 it is further intended that the funds for
11 telecommunications training shall be primarily directed through
12 small grants to teachers, distance learning and multi-media related
13 support and support staff, and related infrastructure training and
14 classroom support. No individual grants shall be larger than
15 \$10,000 and, in total, no more than \$10,000 shall be spent each
16 year on administrative costs, coordination costs, consulting fees,
17 conference expenses, and advisory board expenses. The NEB*SAT
18 Council shall inform the Nebraska Educational Telecommunications
19 Commission, the Nebraska Information Technology Commission (NITC)
20 and the education council of the NITC of its grant submission
21 procedures and its tentative awards of grants in a timely fashion.

22 (5) It is the intent of the Legislature to provide for a
23 coordinated, statewide educational telecommunications system and
24 services. Phase I of the Nebraska telecommunications delivery
25 system (NEB*SAT) provided an extensive amount of future additional
26 educational telecommunications services on behalf of all segments
27 of Nebraska education. Therefor, it is in the best interests of
28 the state to assure that a process is in place (a) to address the

1 appropriate use of technology, the potential for unnecessary
2 duplication of program origination among educational sectors, and
3 the means by which methodic assessment of unmet needs and demands
4 for satellite programming will be undertaken and (b) to prioritize
5 programming according to identified unmet needs and selectively
6 identify sectors and institutions to serve as program originators.

7 (6) It is the intent of the Legislature that the
8 Coordinating Council for Educational Telecommunications be
9 continued. The council shall be composed of the following members:

10 (a) Two representatives of the University of Nebraska;

11 (b) Two representatives from the Nebraska state colleges;

12 (c) Two representatives from the community colleges;

13 (d) Two representatives from the Nebraska independent
14 colleges and universities;

15 (e) Four representatives from Nebraska elementary and
16 secondary education representing the diverse areas of the state as
17 well as the diverse nature of schools, including one representative
18 from the State Department of Education;

19 (f) One representative from the Nebraska Educational
20 Telecommunications Commission;

21 (g) The Director of Administrative Services or his or her
22 designee;

23 (h) One representative from the Coordinating Commission
24 for Postsecondary Education; and

25 (i) One representative from the Nebraska Indian Community
26 College.

27 Each member shall be appointed by the entity or group to
28 be represented by such member. The representative from the

1 Nebraska Educational Telecommunications Commission shall serve as
2 chairperson and may convene meetings as he or she deems
3 appropriate. The council may appoint an executive committee to
4 provide more immediate coordination and to resolve operational and
5 scheduling issues. In addition, campuses, institutions, and
6 schools without direct representation on the council should be
7 notified that there is an opportunity for involvement and
8 participation at the council meetings as a resource or observer.
9 The council shall attempt to provide notification of its meetings
10 to interested parties.

11 (7) The Coordinating Council for Educational
12 Telecommunications may:

13 (a) Prepare a comprehensive, coordinated plan for the
14 delivery of educational programs and services in Nebraska through
15 the telecommunications systems. The plan shall identify the
16 educational telecommunications goals, objectives, and priorities
17 from a statewide perspective and the unique role of each
18 institution in meeting the statewide goals, objectives, and
19 priorities within the parameters contained in statutory role and
20 mission assignments;

21 (b) Develop an ongoing process by which the objective
22 assessment of unmet needs and demands for NEB*SAT programming will
23 be undertaken;

24 (c) Develop a formal process to prioritize identified
25 unmet programming needs;

26 (d) Selectively identify sectors and institutions to
27 serve as program originators to meet the prioritized unmet
28 programming needs;

1 (e) Submit a report to the Legislature and the Governor
2 by October 15, 1997, providing an update of NEB*SAT phases I
3 through VI accomplishments and a detailed accounting of how funds
4 appropriated for NEB*SAT phases VII and VIII will be expended by
5 all educational institutions, including the State Department of
6 Education and the Nebraska Educational Telecommunications
7 Commission;

8 (f) Develop a coordinated, phased plan which includes
9 consolidated institutional program-origination budget requests and
10 a capital and technical operating budget request of the Nebraska
11 Educational Telecommunications Commission and make consolidated
12 recommendations to the Legislature and Governor by September 15,
13 1998, concerning the requests as they relate to subdivisions (7)(a)
14 through (d) of this section, the avoidance of program-origination
15 duplication, and the appropriate use of technology;

16 (g) Encourage and assist in the development of
17 cooperative programming among the various sectors and institutions;
18 ~~and~~

19 (h) Develop operating and scheduling criteria, policies,
20 and priorities for approval by the Nebraska Educational
21 Telecommunications Commission;

22 (i) Collaborate with and coordinate activities with the
23 Nebraska Information Technology Commission (NITC) and the
24 educational council of the NITC; and

25 (j) Operate in liaison with the technical review panel of
26 the NITC.

27 (8) It is the intent of the Legislature that the NEB*SAT
28 Council shall continue to form such committees or subcommittees on

1 operations, program utilization and review, policies and
2 procedures, and training advisory which shall provide technical
3 advice to the council, the Nebraska Educational Telecommunications
4 Commission and, upon request, the NITC and the educational council
5 of the NITC.

6 ~~(8)~~ (9) It is the intent of the Legislature that the
7 Nebraska Educational Telecommunications Commission shall:

8 (a) Seek and maintain satellite origination and reception
9 licenses from the Federal Communications Commission and abide by
10 all Federal Communications Commission rules and regulations;

11 (b) Be principally responsible for NEB*SAT operations and
12 technical delivery on behalf of all segments of Nebraska education;

13 (c) Be responsible for requesting capital equipment and
14 the associated recurring operational support relating to the
15 Nebraska educational telecommunications delivery system; and

16 (d) Review, modify as necessary, and approve the
17 operating and scheduling criteria, policies, and priorities as
18 developed by the Coordinating Council for Educational
19 Telecommunications.

20 Upon certification of the Nebraska Educational
21 Telecommunications Commission, up to \$16,000 of the \$130,000
22 telecommunications training funds appropriated for FY1996-97 in
23 Laws 1996, LB 1189, section 102, may be reappropriated to July 1,
24 1997, by the budget division of the Department of Administrative
25 Services for disbursement for telecommunications grants.

26 Any undisbursed appropriation from the telecommunications
27 training funds existing on June 30, 1999, is hereby reappropriated
28 to July 1, 1999.

1 Sec. 59. Laws 1998, LB 1108, section 129, is amended to
2 read:

3 Sec. 129. 153. AGENCY NO. 48 -- COORDINATING COMMISSION
4 FOR POSTSECONDARY EDUCATION

5 Program No. 640 - Postsecondary Education Coordination

6		FY1997-98	FY1998-99
7	GENERAL FUND	1,011,539	923,331
8	CASH FUND	2,400	2,400
9	REVOLVING FUND	50,000	50,000
10	PROGRAM TOTAL	1,063,939	975,731
11	SALARY LIMIT	636,119	636,449
12	<u>SALARY LIMIT</u>	<u>636,119</u>	<u>656,449</u>

13 There is included in the appropriation to this program
14 for FY1997-98 \$90,000 General Funds for planning for the Western
15 Governors' University.

16 The Legislature finds and declares that the use of
17 institutional comprehensive facilities plans and a statewide
18 facility information base are critical to the state in ensuring
19 efficient use of existing facilities and the most effective use of
20 state funds appropriated for capital construction projects as
21 defined by section 85-1402. Therefor, the Legislature directs the
22 University of Nebraska, the Nebraska state colleges, and the
23 Nebraska community colleges to develop comprehensive facilities
24 plans and a statewide facility information base, including
25 facilities utilization information, in cooperation with the
26 Coordinating Commission for Postsecondary Education under section
27 85-1423. The institutional comprehensive facilities plans and
28 statewide facility information base shall be submitted to the

1 commission for review as information is available, but not later
 2 than July 1, 1999, under subsection (9) of section 85-1414 and
 3 section 85-1423. The University of Nebraska and Nebraska State
 4 College System shall also submit this information to the
 5 Legislature's Committee on Building Maintenance for review.

6 Sec. 60. Laws 1998, LB 1108, section 133, is amended to
 7 read:

8 Sec. 133. AGENCY NO. 64 -- NEBRASKA STATE PATROL

9 Program No. 190 - Criminal Investigations

	FY1997-98	FY1998-99
10		
11 GENERAL FUND	5,234,580	5,108,667
12 <u>GENERAL FUND</u>	<u>5,234,580</u>	<u>4,936,667</u>
13 CASH FUND	1,062,492	852,128
14 FEDERAL FUND est.	7,372	172,070
15 PROGRAM TOTAL	6,304,444	6,132,865
16 <u>PROGRAM TOTAL</u>	<u>6,304,444</u>	<u>5,960,865</u>
17 SALARY LIMIT	4,243,858	4,099,379

18 There is included in the appropriation to this program
 19 for FY1997-98 \$10,364 Cash Funds and \$7,372 Federal Funds estimate
 20 for century date change conversion of software, hardware, and data
 21 to implement the intent expressed in the Information Technology
 22 Infrastructure Act.

23 Sec. 61. Laws 1998, LB 1108, section 139, is amended to
 24 read:

25 Sec. 139. AGENCY NO. 65 -- DEPARTMENT OF ADMINISTRATIVE
 26 SERVICES

27 Program No. 591 - Tort Claims

	FY1997-98	FY1998-99
28		

1	GENERAL FUND	310,000	200,000
2	<u>GENERAL FUND</u>	<u>310,000</u>	<u>-0-</u>
3	CASH FUND	50,000	180,000
4	PROGRAM TOTAL	360,000	380,000
5	<u>PROGRAM TOTAL</u>	<u>360,000</u>	<u>180,000</u>
6	SALARY LIMIT	-0-	-0-

7 The General Fund reappropriation to Program 591 is hereby
 8 reduced by \$144,042 for FY1998-99.

9 (1) The following transfers are hereby appropriated to
 10 the Tort Claims Fund from the respective agency fund balances:

- 11 (a) \$113,485 from the Department of Roads;
- 12 (b) \$14,217 from the Game and Parks Commission;
- 13 (c) \$10,009 from the Department of Motor Vehicles;
- 14 (d) \$673 from the University of Nebraska; and
- 15 (e) \$627 from the Department of Labor.

16 Such sums shall be transferred to the State Claims Board
 17 no later than August 1, 1997, or in four equal payments on August
 18 1, October 1, January 1, and April 1, at the discretion of the
 19 State Claims Board.

20 (2) The following transfers are hereby appropriated to
 21 the Tort Claims Fund from the respective agency fund balances:

- 22 (a) \$68,520 from the Department of Roads;
- 23 (b) \$14,786 from the Game and Parks Commission; and
- 24 (c) \$301 from the University of Nebraska.

25 Such sums shall be transferred to the State Claims Board
 26 no later than August 1, 1998, or in four equal payments on August
 27 1, October 1, January 1, and April 1, at the discretion of the
 28 State Claims Board.

1 Sec. 62. Laws 1998, LB 1108, section 147, is amended to
2 read:

3 Sec. 147. AGENCY NO. 78 -- NEBRASKA COMMISSION ON LAW
4 ENFORCEMENT AND CRIMINAL JUSTICE

5 Program No. 215 - Criminal Justice Information System

6		FY1997-98	FY1998-99
7	GENERAL FUND	250,000	350,000
8	FEDERAL FUND est.	500,000	-0-
9	PROGRAM TOTAL	750,000	350,000
10	SALARY LIMIT	40,000	75,000

11 The Nebraska Commission on Law Enforcement and Criminal
12 Justice in conjunction with the Criminal Justice Information System
13 Advisory Committee shall develop a structured criminal justice
14 information system environment. The framework shall include: (1) A
15 process that identifies the scope, risks, and accountability for
16 criminal justice projects at both the state and local level; (2)
17 criteria for evaluating and ranking projects based on benefits and
18 value; (3) a process to amend the strategic plan to include other
19 long-term and short-term criminal justice projects; and (4) a
20 system to provide for review and accountability for projects
21 developed within the directives of the strategic plan.

22 The budget division of the Department of Administrative
23 Services shall create a separate budget program within each agency
24 receiving funds from the appropriation to this program to properly
25 account for such funds.

26 At the direction of the budget administrator of the
27 budget division of the Department of Administrative Services, any
28 funds appropriated to this program may be administratively

1 transferred to the appropriate state agencies that have been
2 awarded grants by the Nebraska Commission on Law Enforcement and
3 Criminal Justice. The Nebraska Commission on Law Enforcement and
4 Criminal Justice shall certify to the budget division of the
5 Department of Administrative Services the appropriations to be
6 transferred pursuant to this section.

7 It is the intent of the Legislature that the Nebraska
8 Commission on Law Enforcement and Criminal Justice, in conjunction
9 with the Criminal Justice Information System Advisory Committee
10 submit an initial report by December 1, 1997, and an annual report
11 by September 15 of each year thereafter detailing the funding
12 requested for subsequent years, projects undertaken, and the
13 progress made toward integration of the various Nebraska criminal
14 justice information systems networks and sharing of criminal
15 justice information by state and local agencies.

16 There is included in the appropriation to this program
17 for FY1997-98 \$500,000 Federal Funds estimate from the federal
18 Victims of Crime Act, which shall only be used for the development
19 of a victim notification system. No General Funds shall be
20 expended for the development costs of a victim notification system.

21 The Nebraska Commission on Law Enforcement and Criminal
22 Justice shall develop a written implementation plan for a victim
23 notification system which includes a breakdown of program service
24 options and operational cost options after consultation with and
25 review of the proposal by the Criminal Justice Information System
26 Advisory Committee.

27 The Nebraska Commission on Law Enforcement and Criminal
28 Justice shall submit the implementation plan for a victim

1 notification system to the Governor for approval or amendment prior
 2 to beginning the implementation phase of the project. The
 3 implementation plan submitted to the Governor shall include a
 4 breakdown of program service options and operational cost options.

5 Sec. 63. Laws 1998, LB 1108, section 149, is amended to
 6 read:

7 Sec. 149. AGENCY NO. 84 -- DEPARTMENT OF ENVIRONMENTAL
 8 QUALITY

9 Program No. 513 - Environmental Quality

10		FY1997-98	FY1998-99
11	GENERAL FUND	2,545,583	2,854,189
12	<u>GENERAL FUND</u>	<u>2,545,583</u>	<u>3,054,468</u>
13	CASH FUND	22,627,124	18,191,676
14	<u>CASH FUND</u>	<u>22,627,124</u>	<u>17,991,397</u>
15	FEDERAL FUND est.	9,178,346	9,163,346
16	PROGRAM TOTAL	34,351,053	30,209,211
17	SALARY LIMIT	6,752,759	6,911,910

18 The Department of Administrative Services shall monitor
 19 appropriations and expenditures for this program according to the
 20 following program classifications:

21 No. 513 - Administration

22 No. 586 - Water Quality

23 No. 587 - Land Quality

24 No. 588 - Air Quality

25 The Department of Environmental Quality shall have the
 26 authority and responsibility to allocate the program appropriation
 27 in this section among the classifications listed.

28 Pursuant to the recommendation of the Legislative Program

1 Evaluation Committee and as established in Laws 1996, LB 1189, the
2 budget administrator of the budget division of the Department of
3 Administrative Services shall continue to separately account for
4 all federal Leaking Underground Storage Tank Funds available for
5 expenditure by the Department of Environmental Quality. No other
6 federal Environmental Protection Agency grants shall be commingled
7 with federal Leaking Underground Storage Tank Funds.

8 There is included in the appropriation to this program
9 for FY1997-98 \$14,232,673 Cash Funds and \$327,820 Federal Funds
10 estimate for state aid, which shall only be used for such purpose.
11 There is included in the appropriation to this program for
12 FY1998-99 \$9,816,225 Cash Funds, \$101,500 General Funds, and
13 \$327,820 Federal Funds estimate for state aid, which shall only be
14 used for such purpose.

15 Not exceeding \$300,000 of the unexpended and unencumbered
16 General Fund balance existing on June 30, 1997, is hereby
17 reappropriated for FY1997-98 to Program No. 523 for wastewater
18 grants to small communities, pursuant to subdivision (9) of section
19 81-15,153. The department may request not exceeding \$300,000 of
20 the unexpended and unencumbered General Fund balance existing on
21 June 30, 1998, to be reappropriated for FY1998-99 to Program No.
22 523 for wastewater grants to small communities, pursuant to
23 subdivision (9) of section 81-15,153.

24 Not exceeding \$62,000 of the unexpended General Fund
25 balance existing on June 30, 1997 is hereby reappropriated to
26 provide nonfederal cost share for state superfund sites.

27 The unexpended Cash Fund balance existing on June 30,
28 1997, is hereby reappropriated.

1 There is included in the appropriation to this program
2 \$129,962 General Funds for FY1997-98 and \$119,712 General Funds for
3 FY1998-99 to hire additional staff to eliminate the backlog in the
4 wastewater discharge permit program by the end of the FY1997-99
5 biennium. The Department of Environmental Quality shall provide a
6 report to the Legislative Fiscal Analyst on December 1, 1998,
7 regarding progress made towards eliminating the backlog in the
8 wastewater discharge permit program.

9 There is included in the appropriation to this program
10 \$65,223 General Funds and \$192,294 Cash Funds for FY1997-98 and
11 \$59,223 General Funds and \$173,294 Cash Funds for FY1998-99 to hire
12 additional staff to eliminate the backlog in the air quality permit
13 program by the end of the FY1997-99 biennium. The Department of
14 Environmental Quality shall provide a report to the Legislative
15 Fiscal Analyst on December 1, 1998, regarding progress made towards
16 eliminating the backlog in the air quality permit program.

17 Sec. 64. Laws 1998, LB 1108, section 151, is amended to
18 read:

19 Sec. 151. FUND LAPSES AND TRANSFERS.

20 The State Treasurer shall make the transfers specified in
21 this section between funds, in the amounts indicated. Unless
22 otherwise noted, transfers for FY1997-98 shall occur on July 1,
23 1997, or as soon thereafter as administratively possible, and
24 transfers for FY1998-99 shall occur on July 1, 1998, or as soon
25 thereafter as administratively possible. All agencies with
26 administrative responsibilities for these funds shall assist the
27 State Treasurer as needed in implementing the transfers. The state
28 accounting system number for each fund is shown in parentheses

1 after the name of the fund.

2 (1) Transfers for FY1997-98 shall include:

3 (a) From all funds of special boards, bureaus, divisions,
4 or commissions to the General Fund (1000): Up to ten percent of all
5 fees remitted to the State Treasurer, pursuant to the limitations
6 set forth in section 33-150;

7 (b) From the General Fund (1000) to the Nebraska State
8 Patrol Cash Fund (2644): \$115,000 less the unexpended balance
9 existing on June 30, 1997, in (i) the Nebraska State Patrol Cash
10 Fund, (ii) the Investigation Petty Cash Fund, (iii) any special
11 checking account or accounts used by the Nebraska State Patrol, and
12 (iv) the possession of agency personnel involved in investigations,
13 when the unexpended balances resulted from General Fund transfers
14 to the Nebraska State Patrol Cash Fund or from General Fund
15 appropriations. Any transfers made shall be subject to a final
16 reconciliation of available investigation cash fund balances as of
17 June 30, 1997, by the Nebraska State Patrol.

18 It is the intent of the Legislature that the Nebraska
19 State Patrol have available a total of \$115,000 from the General
20 Fund for FY1997-98 to be used in making drug purchases, for
21 enforcing Nebraska laws relating to felonies, for enforcing the
22 Nebraska liquor laws, and for payment of investigative expenses;

23 (c) From the General Fund (1000) to the Nebraska Child
24 Abuse Prevention Fund: \$250,000;

25 (d) From the Securities Act Cash Fund (2192) to the
26 General Fund (1000): \$9,000,000, on or before June 30, 1998;

27 (e) From the General Fund (1000) to the Ethanol
28 Production Incentive Cash Fund (2602): \$7,000,000;

1 (f) From the Department of Health and Human Services Cash
2 Fund (2208) to the University of Nebraska Eppley Institute for
3 Research in Cancer and Allied Diseases Cash Fund (2515): \$500,000,
4 pursuant to Laws 1983, LB 192, section 2;

5 (g) From the Roads Operations Cash Fund (2270) to the
6 Motor Carrier Division Cash Fund (2243): \$31,550;

7 (h) From the Roads Operations Cash Fund (2270) to the
8 Carrier Enforcement Cash Fund (2643): \$3,477,226. Transfers shall
9 be made in four nearly equal quarterly amounts;

10 (i) From the Vacant Building and Excess Land Fund (2656)
11 to the State Building Revolving Fund (5650): \$50,000, on or before
12 July 5, 1997;

13 (j) From the Petroleum Release Remedial Action Cash Fund
14 (2849) to the Underground Storage Tank Fund (2211): \$53,509, on or
15 before July 5, 1997;

16 (k) From the Secure Youth Confinement Facility Fund
17 (3246) to the Department of Correctional Services Facility Cash
18 Fund (2469): \$600,000;

19 (l) From the Data Processing Revolving Fund (5656) to the
20 Information Technology Infrastructure Fund (2665): \$900,000;

21 (m) From the Highway Trust Fund (6124) to the Motor Fuel
22 Tax Enforcement and Collection Cash Fund (2170): \$1,412,873.
23 Transfers shall be made in twelve nearly equal monthly amounts;

24 (n) From the Highway Trust Fund (6124) to the Motor
25 Carrier Division Cash Fund (2243): \$438,663;

26 (o) From the Highway Trust Fund (6124) to the License
27 Plate Cash Fund (2244): \$2,587,300;

28 (p) From the Second Injury Fund (6371) to the

1 Compensation Court Cash Fund (2373): \$31,040;

2 (q) From the Vocational Rehabilitation Fund (6372) to the
3 Compensation Court Cash Fund (2373): \$246,640. Transfers shall be
4 made in four nearly equal quarterly amounts;

5 (r) From the State Employees Insurance Fund (6892) to the
6 Risk Management Administration Cash Fund (2893): \$33,000;

7 (s) From the State Employees Insurance Fund (6892) to the
8 Health and Life Benefit Administration Cash Fund (2801): \$389,287;

9 (t) From the Severance Tax Fund (7761) to the State
10 Energy Office Cash Fund (2813): \$300,000, pursuant to section
11 57-705. Transfers shall be made in twelve nearly equal monthly
12 amounts; and

13 (u) From the Severance Tax Fund (7761) to the Municipal
14 Natural Gas Regulation Revolving Loan Fund (2041): \$30,000,
15 pursuant to section 57-705.

16 (2) Transfers for FY1998-99 shall include:

17 (a) From all funds of special boards, bureaus, divisions,
18 or commissions to the General Fund (1000): Up to five percent of
19 all fees remitted to the State Treasurer, pursuant to the
20 limitations set forth in section 33-150. Transfers in FY1998-99
21 shall be made only from funds from which transfers were actually
22 made in FY1997-98;

23 (b) From the General Fund (1000) to the Nebraska State
24 Patrol Cash Fund (2644): \$115,000 less the unexpended balance
25 existing on June 30, 1998, in (i) the Nebraska State Patrol Cash
26 Fund, (ii) the Investigation Petty Cash Fund, (iii) any special
27 checking account or accounts used by the Nebraska State Patrol, and
28 (iv) the possession of agency personnel involved in investigations,

1 when the unexpended balances resulted from General Fund transfers
2 to the Nebraska State Patrol Cash Fund or from General Fund
3 appropriations. Any transfers made shall be subject to a final
4 reconciliation of available investigation cash fund balances as of
5 June 30, 1998, by the Nebraska State Patrol.

6 It is the intent of the Legislature that the Nebraska
7 State Patrol have available a total of \$115,000 from the General
8 Fund for FY1998-99 to be used in making drug purchases, for
9 enforcing Nebraska laws relating to felonies, for enforcing the
10 Nebraska liquor laws, and for payment of investigative expenses;

11 (c) From the General Fund (1000) to the ~~Department of~~
12 ~~Health and Human Services Finance and Support Cash~~ Nebraska Child
13 Abuse Prevention Fund: \$250,000;

14 (d) From the Securities Act Cash Fund (2192) to the
15 General Fund (1000): \$9,000,000 on or before June 30, 1999;

16 (e) From the General Fund (1000) to the Ethanol
17 Production Incentive Cash Fund (2602): \$7,000,000;

18 (f) From the Department of Health and Human Services Cash
19 Fund (2208) to the University of Nebraska Eppley Institute for
20 Research in Cancer and Allied Diseases Cash Fund (2515): \$500,000,
21 pursuant to Laws 1983, LB 192, section 2;

22 (g) From the Roads Operations Cash Fund (2270) to the
23 Carrier Enforcement Cash Fund (2643): ~~\$3,497,026~~ \$4,005,827.
24 Transfers shall be made in four nearly equal quarterly amounts;

25 (h) From the Roads Operations Cash Fund (2270) to the
26 Motor Carrier Division Cash Fund (2243): \$31,550;

27 (i) From the Petroleum Release Remedial Action Cash Fund
28 (2849) to the Underground Storage Tank Fund (2211): \$53,638, on or

1 before July 5, 1998;

2 (j) From the Miscellaneous Claims Cash Fund (2892) to the
3 General Fund (1000): \$27,751.60;

4 (k) From the Secure Youth Confinement Facility Fund
5 (3246) to the Department of Correctional Services Facility Cash
6 Fund (2469): \$124,500;

7 (l) ~~(j)~~ From the Highway Trust Fund (6124) to the Motor
8 Fuel Tax Enforcement and Collection Cash Fund (2170): \$2,167,493.
9 Transfers shall be made in twelve nearly equal monthly amounts;

10 (m) ~~(k)~~ From the Highway Trust Fund (6124) to the Motor
11 Carrier Division Cash Fund (2243): \$705,000;

12 (n) ~~(l)~~ From the Highway Trust Fund (6124) to the License
13 Plate Cash Fund (2244): Up to a maximum of \$2,897,000. Transfers
14 shall be made as required by the Department of Motor Vehicles to
15 meet the expenditures of plate production;

16 (o) ~~(m)~~ From the Second Injury Fund (6371) to the
17 Compensation Court Cash Fund (2373): \$31,040;

18 (p) ~~(n)~~ From the Vocational Rehabilitation Fund (6372) to
19 the Compensation Court Cash Fund (2373): \$246,240. Transfers shall
20 be made in four nearly equal quarterly amounts;

21 (q) ~~(o)~~ From the State Employees Insurance Fund (6892) to
22 the Risk Management Administration Cash Fund (2893): ~~\$33,000~~
23 \$5,505;

24 (r) ~~(p)~~ From the State Employees Insurance Fund (6892) to
25 the Health and Life Benefit Administration Cash Fund (2801):
26 ~~\$386,675~~ \$237,287;

27 (s) ~~(q)~~ From the Severance Tax Fund (7761) to the
28 Municipal Natural Gas Regulation Revolving Loan Fund (2041):

1 \$30,000, pursuant to section 57-705; and

2 (t) ~~(*)~~ From the Severance Tax Fund (7761) to the State
3 Energy Office Cash Fund (2813): \$300,000 pursuant to section
4 57-705. Transfers shall be made in twelve nearly equal monthly
5 amounts.

6 Sec. 65. Laws 1998, LB 1219A, section 1, is amended to
7 read:

8 Section 1. There is hereby appropriated ~~\$4,520,000~~
9 \$1,746,013 from the General Fund for FY1998-99 to the State
10 Department of Education, for Program 25, to aid in carrying out the
11 provisions of Legislative Bill 1219, Ninety-fifth Legislature,
12 Second Session, 1998.

13 There is included in the appropriation in this section
14 for FY1998-99 ~~\$4,500,000~~ \$1,726,013 General Funds for state aid,
15 which shall only be used for such purpose to carry out the
16 provisions of section 22, Legislative Bill 1219, Ninety-fifth
17 Legislature, Second Session, 1998.

18 No expenditures for permanent and temporary salaries and
19 per diems for state employees shall be made from funds appropriated
20 in this section.

21 Sec. 66. Original Laws 1997, LB 384, sections 9, 10, 14,
22 and 19; Laws 1997, LB 386, sections 30, 32, 34, and 55; Laws 1997,
23 LB 389, sections 42, 102, 113, 124, and 198; Laws 1998, LB 1108,
24 sections 57, 78, 79, 86, 96, 100, 103, 105, 106, 110, 116, 118,
25 127, 129, 133, 139, 147, 149, and 151; and Laws 1998, LB 1219A,
26 section 1, are repealed.

27 Sec. 67. Since an emergency exists, this act takes
28 effect when passed and approved according to law.